

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

In re the patent application identified as follows:

Applicants: Michael J. Frerking, et al.
Application No.: 09/681,263
Filing Date: March 9, 2001
Title: BUILDER TOOL AND INTERFACE FOR SYSTEM
SUPPORTING MULTIPLE VIRTUAL MACHINES
Group Art Unit: 2171
Examiner: Not Yet Assigned

Box MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

ATTENTION: Box Missing Parts

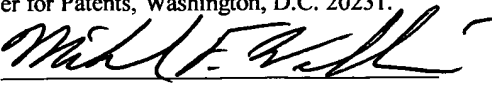
**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

Applicants hereby respond to the Notice to File Missing Parts of Nonprovisional Application mailed on June 25, 2001, in connection with the above-captioned application for patent.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that, on the date shown below, this RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION, consisting of two (2) pages; a copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION, of one (1) page; a Declaration for Utility or Design Application Using an Application Data Sheet, of one (1) page; and a check (check no. 16814) in payment of fees; are being deposited with sufficient postage with the United States Postal Service as First Class Mail in an envelope addressed to: Box MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: August 24, 2001


Michael F. Williams, Reg. No. 39,875



(1) A check (check number 16814) in the amount of \$130.00 accompanies this Response for payment of the surcharge. A duplicate copy of this Response is enclosed for accounting purposes.

(2) A copy of the Notice to File Missing Parts of Application is attached herewith.

(3) A signed Declaration for Utility or Design Application Using an Application Data Sheet also accompanies this Response.

(4) The Commissioner is hereby authorized to charge any additional fees which may be required by this Response, or credit any overpayment, to Deposit Account No. 19-2260.

Please direct all telephone calls to Mr. Mike Williams at telephone number (319) 366-7641.

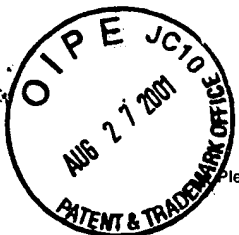
Please address all correspondence to:

Michael Williams
Simmons, Perrine, Albright & Ellwood, P.L.C.
115 Third Street SE, Suite 1200
Cedar Rapids, Iowa 52401-1266

Respectfully submitted,

Michael F. Williams, Reg. No. 39,875
Simmons, Perrine, Albright & Ellwood, P.L.C.
115 Third Street S.E., Suite 1200
Cedar Rapids, Iowa 52401-1266
(319) 366-7641

August 24, 2001
Date



N Sector #

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

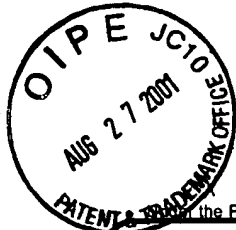
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/681,263	
	Filing Date	03/09/2001	
	First Named Inventor	Michael J. Frerking	
	Group Art Unit	2171	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	6	Attorney Docket Number	00H1451

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached (check no. 16814) <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 (2 pages)	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Declaration (one page) - Return Postcard - Copy of Notice to File Missing Parts (one page)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Michael F. Williams, Reg. No. 39,875
Signature	
Date	August 24, 2001

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 08/24/01		
Typed or printed name	Michael F. Williams	
Signature		Date August 24, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (11-00)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$)
130.00

Complete if Known

Application Number	09/681,263
Filing Date	03/09/2001
First Named Inventor	Michael J. Frerking
Examiner Name	Unknown
Group Art Unit	2171
Attorney Docket No.	00H1451

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 19-2260
Deposit Account Name: Simmons, Perrine

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed: (check no. 16814)

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)
130.00

SUBMITTED BY

Name (Print/Type)	Michael F. Williams	Registration No. (Attorney/Agent)	39,875	Telephone	319-366-7641
Signature	<i>Michael F. Williams</i>	Date	August 24, 2001		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.


 O I P E J C T O
 AUG 27 2001
 UNITED STATES PATENT AND TRADEMARK OFFICE

 #3
 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/681,263	03/09/2001	Michael J. Frerking	00H1451

CONFIRMATION NO. 8542

 24234
 SIMMONS PERRINE ALBRIGHT & ELLWOOD, PLC
 115 THIRD STREET SE
 SUITE 1200
 CEDAR RAPIDS, IA 52401

FORMALITIES LETTER



OC000000005928506

Date Mailed: 06/25/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

 Customer Service Center
 Initial Patent Examination Division (703) 308-1202
 PART 1 - ATTORNEY/APPLICANT COPY

08/29/2001 AWONDAF1 00000101 09681263

01 FC:105

130.00 OP